

To: Chan, Renee[Chan.Renee@EPA.GOV]
From: kfrazier@wrpt.us
Sent: Thur 8/11/2016 10:38:26 PM
Subject: RE: WRPT - sole source regulations
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Renee – This is the same information I gave Cynthia previously regarding sole source. She was to obtain EPA approval to sole source her contractor because that is the only option left (1,2 & 4 don't apply). This was to be presented for approval at tonight's council meeting but I don't see that happening at this point. I don't know what else can be done to keep the tribe from losing this money with a little more than 30 days left in the grant. Very frustrating!

Kathleen Frazier

Finance Director

Walker River Paiute Tribe

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kfrazier@wrpt.us



From: Chan, Renee [mailto:Chan.Renee@EPA.GOV]
Sent: Thursday, August 11, 2016 3:12 PM
To: Cynthia Oceguela <cynthiaoceguela8@gmail.com>; kfrazier@wrpt.us
Cc: amber torres <freebella123@yahoo.com>; Swann, Veronica <Swann.Veronica@epa.gov>; Ebbert, Laura <Ebbert.Laura@epa.gov>
Subject: FW: WRPT - sole source regulations

Hi Kathy –

Veronica Swann (EPA PO) and myself (Grants Specialist) just met with Cynthia.

Please see the email below...if you have any questions, please contact Cynthia.

Thanks,

Renee Chan

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San Francisco, CA 94105

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fax: 415-947-3556

From: Chan, Renee

Sent: Wednesday, August 10, 2016 6:09 PM

To: Ebbert, Laura <Ebbert.Laura@epa.gov>; Swann, Veronica <Swann.Veronica@epa.gov>

Subject: WRPT - sole source regulations

Hello –

As background, below is from 2 CFR, 200 Procurement.

A recipient can select to perform a sole source for:

- (f)(1)(2) & (4) – recipient will need to submit a justification to the EPA PO (and keep for their own recipient file); also perform a cost/price analysis and keep in the recipient files. EPA does NOT need to approve.

- (f)(3) - recipient will need to submit a justification to the EPA PO (and keep for their own recipient file); also perform a cost/price analysis and keep in the recipient files. EPA needs to respond with an approval or not.

200.320 Methods of procurement to be followed.

(f) Procurement by noncompetitive proposals. Procurement by noncompetitive proposals is procurement through solicitation of a proposal from only one source and may be used only when one or more of the following circumstances apply:

- (1) The item is available only from a single source;
- (2) The public exigency or emergency for the requirement will not permit a delay resulting from competitive solicitation;
- (3) The Federal awarding agency or pass-through entity expressly authorizes noncompetitive proposals in response to a written request from the non-Federal entity; or
- (4) After solicitation of a number of sources, competition is determined inadequate.

§200.323 Contract cost and price.

(a) The non-Federal entity must perform a cost or price analysis in connection with every procurement action in excess of the Simplified Acquisition Threshold including contract modifications. The method and degree of analysis is dependent on the facts surrounding the particular procurement situation, but as a starting point, the non-Federal entity must make independent estimates before receiving bids or proposals.

Renee Chan

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To: Cynthia Ocegueda <cynthiaocegueda8@gmail.com>
Cc: kfrazier@wrpt.us; Swann, Veronica <Swann.Veronica@epa.gov>; Chan, Renee <Chan.Renee@EPA.GOV>; amber torres <freebella123@yahoo.com>
Subject: Re: Award amendment

Veronica, can you pull folks together for a huddle with Cynthia while she's here this week?

Sent from my iPhone

On Aug 10, 2016, at 2:20 PM, Cynthia Ocegueda <cynthiaocegueda8@gmail.com> wrote:

I shared with Veronica our need to get approval for Sole Source as presented to her for the tribal council meeting on Thursday night.

Our discussion focused on the GAP workplan. What Walker River needs is supportive approval to contract sole source for the consultant who can assist me with work plan.

Walker River had submitted the proposal in June through grants.gov.

We have not been able to connect because of vacations and people out on travel.

My sense of urgency stems from directives of our tribal council and project plans for Walker River.

Thank you and I welcome your questions while i am still here this week in San Francisco.

Best Regards,

Cynthia

On Aug 3, 2016 4:47 PM, <kfrazier@wrpt.us> wrote:

Ladies,

Is there an award amendment for the payback monies showing it has been put back into the grant and available to the tribe? The council is requesting to see something in writing before authorizing expenditures.

Kathleen Frazier

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